

**Scianni, Melissa**

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**From:** Brush, Jason  
**Sent:** Friday, March 27, 2015 4:04 PM  
**To:** Leidy, Robert  
**Subject:** FW: Redwood City follow up (UNCLASSIFIED)  
**Attachments:** Nichols and Wright report.pdf; Nichols and Wright report\_plate-1.pdf; MHW draft memo - RWC salt ponds\_FD.PDF; CCCR RC Saltworks CWA 404 & RHA 10 JD report Baye 041210.pdf; Cargill Redwood City CA Working Draft Proposed AJD, 20150224.pdf

The 2010 "Baye report" is among the attachments.

Jason A. Brush  
Supervisor, Wetlands Section  
U.S. Environmental Protection Agency, Region 9  
75 Hawthorne Street (WTR-2-4)  
San Francisco, CA 94105

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desk: 415.972.3483

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Attachments withheld - b5 -  
after consulting with ACOE:  
MHW draft memo-RWC salt  
ponds\_FD.PDF and Cargill  
Redwood City CA Working  
Draft Proposed AJD,  
20150224.pdf

-----Original Message-----

**From:** Quast, Sylvia  
**Sent:** Wednesday, February 25, 2015 11:56 AM  
**To:** Diamond, Jane; Woo, Nancy; Brush, Jason; Scianni, Melissa  
**Cc:** Kermish, Laurie; Campbell, Rich; Kao, Jessica  
**Subject:** FW: Redwood City follow up (UNCLASSIFIED)

I would appreciate it if you guys would take a look at the attached documents at your earliest convenience and then let me know when you're ready to talk.

-----Original Message-----

**From:** Mitchell, Stacey  
**Sent:** Wednesday, February 25, 2015 11:45 AM  
**To:** Quast, Sylvia  
**Subject:** FW: Redwood City follow up (UNCLASSIFIED)

FYI. Happy to discuss .

Stacey H. Mitchell  
Deputy General Counsel | Office of General Counsel U.S. Environmental Protection Agency  
(202) 564-7614

-----Original Message-----

**From:** Cooper, David R SES HQ02 [<mailto:David.R.Cooper@usace.army.mil>]  
**Sent:** Tuesday, February 24, 2015 3:59 PM  
**To:** Mitchell, Stacey  
**Cc:** Wilson, Max HQ02; Wood, Lance D HQ02  
**Subject:** RE: Redwood City follow up (UNCLASSIFIED)

Classification: UNCLASSIFIED

Caveats: NONE

Thanks Stacey. It was good to speak with you, again. With regard to the items that you requested below, (1) an elevation analysis was started by the district, but was never completed (a draft analysis of tidal datums near Redwood City was completed, however, and is attached to this message); (2) Max has created a file-sharing site to make the T-sheets and related information, which are quite large, available to Gautam and Karyn; (3) we did not have a copy of a Nichols & Wright study, but our Regulatory folks found it using Google (see attached); and (4) the Baye analysis that the Corps received from Save the Bay last week is also attached. Max was very helpful, as always, in tracking down this information.

FYI, also attached is the latest working draft of the proposed approved jurisdictional determination (AJD), which we have provided to MG Peabody, but do not believe that he has reviewed, yet. The revisions indicated in "track changes" to the attached working draft reflect the input provided by you and your staff on 9 February 2015. Thank you again for your input and continued collaboration on this matter.

I can confirm that there will be "space" between the time that MG Peabody follows up with a call to Mr. Kopocis and when MG Peabody signs any AJD concerning the Redwood City Salt Plant site. However, as we discussed on the telephone yesterday, EPA has had plenty of time to determine whether it will treat the matter as a special case (given that EPA Region 9 made its request on May 14, 2014) and, in fact, can make that determination at any time. There is no benefit to anyone in delaying the determination any further.

David Cooper  
Chief Counsel  
U.S. Army Corps of Engineers  
441 G Street, NW  
Washington, DC 20314  
Office Tel.: 202-761-0018  
Mobile Tel.: 202-494-2987

-----Original Message-----

From: Mitchell, Stacey [mailto:[Mitchell.Stacey@epa.gov](mailto:Mitchell.Stacey@epa.gov)]  
Sent: Monday, February 23, 2015 4:04 PM  
To: Cooper, David R SES HQ02  
Subject: [EXTERNAL] Redwood City follow up

David -

b5

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Best regards,

Stacey

Stacey H. Mitchell  
Deputy General Counsel | Office of General Counsel  
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Washington, D.C. 20460  
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Classification: UNCLASSIFIED  
Caveats: NONE